

PATENT



*In re* Application of: Guy Serre *et al.*

Application No.: 09/582,711

Group Art Unit: unassigned

**Date of National Stage Entry: June 30, 2000**

Examiner: unassigned

For: *PEPTIDE EPITOPES RECOGNIZED  
BY ANTI-FILAGGRIN AUTO-ANTIBODIES IN  
SERUM FROM RHEUMATOID  
ARTHRITIS PATIENTS*

Assistant Commissioner for Patents  
**BOX MISSING PARTS**  
Washington, D.C. 20231

1. This replies to the Notice to File Missing parts of Application (PTO-1533) mailed August 8, 2000.

A copy of the Notice To File Missing Parts Of Application-Filing Date Granted (Form PCT/DO/EO/905) is enclosed.

## 2. Declaration Or Oath

☒ No declaration or oath was filed. Enclosed is the original Combined Declaration and Power of Attorney

[ ] The specification attached to the declaration is a copy of the specification and any amendments thereto which were filed in the PTO to obtain the filing date.

☐ The declaration or oath which was filed was determined to be defective. A new original Combined Declaration and Power of Attorney is attached.

10/10/2000 ERIMANDO 00000148 500310 03582711

01 FC:154	130.00 CH
02 FC:115	110.00 CH

Rec'd PCT/PTO

6 OCT 2000

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Bunt  
10/14/00

ATTORNEY DOCKET NO.: 45636-5037US

Application No.: 09/582,711

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3. English Translation of Non-English Language Papers

☒ Submitted herewith is an English translation of the International Preliminary Examination Report (PCT/IPEA/409).

4. Small Entity Statement(s)

☐ Verified Statement(s) that this is a filing by a small entity  
☐ is attached  
☐ was filed on \_\_\_\_\_.

5. Fee Calculation

			Basic Fee: Patent Application-\$760.00 Design Application-\$310.00	\$
	Number Filed	Number Extra	at a Rate of	
Total Claims	- 20 =		\$18.00 each=	+
Independent Claims	- 3 =		\$78.00 each=	+
Multiple dependent claim(s), if any			\$260.00	+
Missing Parts Surcharge Fee			\$130.00	+ \$130.00
SUB-TOTAL =				\$130.00
Reduction by 1/2 for filing by a small entity				- \$
SUB-TOTAL =				\$130.00
Fee For Application Filed With A Non-English Specification (37 CFR 1.17(k) and 1.52(d))			\$130.00	+
Fee For Processing and retention of application (37 CFR 1.21(l) and 1.53(d))			\$130.00	+
TOTAL FILING FEE =				\$130.00

## 6. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

☒ Applicant petitions for an extension of time, the fees for which are set out in 37 CFR 1.17(a)-(d), for the total number of months checked below:

<u>Total months requested</u>	<u>Fee for extension</u>	<u>[fee for Small Entity]</u>
<input checked="" type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 380.00	\$190.00
<input type="checkbox"/> three months	\$ 870.00	\$435.00
<input type="checkbox"/> four months	\$1,360.00	\$680.00

Extension of time fee due with this request: \$ 110.00

If an additional extension of time is required, please consider this a Petition therefor.

☐ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

## 7. Fee Payment

The total fee due is:	Surcharge Fees	<u>\$130.00</u>
	Extension Fees	<u>\$110.00</u>
	Total Fee Due	<u>\$240.00</u>

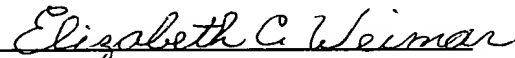
☐ Enclosed is a check in the amount of \$\_\_\_\_\_ representing the total fee due.

☒ The Commissioner is hereby authorized to charge \$240.00 to Deposit Account 50-0310 for payment of the fee. The Commissioner is also hereby authorized to charge any additional fees which may be required, including fees due under 37 CFR §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

[X] **Except** for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R §1.16 and §1.17 which may be required, or credit any overpayment to Deposit Account No. 50-0310.

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**

  
Elizabeth C. Weimar  
Reg. No. 44,478

Date: October 6, 2000

**CUSTOMER NO. 009629**  
**MORGAN, LEWIS & BOCKIUS LLP**  
**1800 M Street, N.W.**  
**Washington, D.C. 20036**  
**(202) 467-7000**

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MORGAN, LEWIS &amp; BOCKIUS LLP

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09/582,711



UNITED STATES PATENT AND TRADEMARK OFFICE

Patent and Trademark Office

Address: ASSISTANT COMMISSIONER FOR PATENTS

Box PCT

Washington, D.C. 20231

U.S. APPLICATION NO.

FIRST NAMED APPLICANT

ATTY. DOCKET NO.

MORGAN LEWIS & BOCKIUS  
1800 M STREET N.W.  
WASHINGTON DC 20036

5071

PCT/FR98/02899  
INTERNATIONAL APPLICATION NO.

I.A. FILING DATE 12/23/98 PRIORITY DATE 12/30/97

DATE MAILED: 08/08/00

URGENT

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

- ☐ a Designated Office (37 CFR 1.494),  
☒ an Elected Office (37 CFR 1.495);

☒ U.S. Basic National Fee.

☒ Copy of the international application in:

- ☒ a non-English language.  
☐ English.

☒ Translation of the international application into English.

☐ Oath or Declaration of inventors(s) for DO/EO/US.

☐ Copy of Article 19 amendments.

☐ Translation of Article 19 amendments into English.

☐ The International Preliminary Examination Report in English and its Annexes, if any.

☐ Translation of Annexes to the International Preliminary Examination Report into English.

☒ Preliminary amendment(s) filed Jun 30, 2000 and

☒ Information Disclosure Statement(s) filed Jun 30, 2000 and

☐ Assignment document.

☐ Power of Attorney and/or Change of Address.

☐ Substitute specification filed

☐ Verified Statement Claiming Small Entry Status.

☒ Priority Document.

☒ Copy of the International Search Report ☒ and copies of the references cited therein.

☐ Other:

2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.

☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.

☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).

☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date.

☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.

☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$\_\_\_\_\_ as a ☐ large entry ☐ small entry, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due. See attached PTO-875.

**ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☒ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

**A copy of this notice *MUST* be returned with this response.**

Enclosed:

☐ PCT/DO/EO/917

☐ Notice of Defective Translation

☐ PTO-875

FORM PCT/DO/EO/905 (December 1997)

Telephone: 703 308-9116

Doctored 8-10-00 Attorney ECW/RCA/ECW  
Case 45636-5037  
Due Date 9-8-00  
Action Missing Requirements  
By SOW On KTS  
85